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**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

**IN RE: MARCANTONIO W. BARNES,**

**Debtor.**

**Case No. 23-11190-KHK  
Chapter 11**

**AMENDED NOTICE OF MOTION AND NOTICE OF HEARING**

**PLEASE TAKE NOTICE THAT pursuant to Fed. R. Bankr. P. 2002(a)(4)** on May 8, 2025, Newtek Small Business Finance, LLC (“Newtek”), by counsel, filed a *Motion to Dismiss or in the Alternative Convert Bankruptcy Case and Memorandum in Support Thereof* (the “Motion”).

**UNDER LOCAL BANKRUPTCY RULE 9013-1, UNLESS A WRITTEN RESPONSE IN OPPOSITION TO THIS MOTION AND SUPPORTING MEMORANDUM ARE FILED WITH THE CLERK OF COURT AND SERVED ON THE MOVING PARTY WITHIN 21 DAYS OF THE SERVICE OF THE MOTION, THE COURT MAY DEEM ANY OPPOSITION WAIVED AND TREAT THE MOTION AS CONCEDED.**

*Your rights may be affected.* You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one). If you do not want the court to grant the relief sought in the motion, or if you want the court to consider your views, then within 21 days of service of the Motion, you or your attorney must:

1. File with the Court, at the address shown below, a written response pursuant to Local Bankruptcy Rule 9013-1. If you mail your response to the court for filing, you must mail it early enough so that the court will receive it on or before the date stated above. Your mailing should be directed to:

Clerk of the Court  
United States Bankruptcy Court  
200 S. Washington Street  
Alexandria, VA 22314

2. You must also mail a copy to:

Michael A. Condyles, Esq.  
Craig B. Young, Esq.  
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3. You must also attend the hearing to consider the relief sought in the Motion in addition to filing a written response. The hearing is scheduled for **June 17, 2025 at 12:00 p.m.**, at the United States Bankruptcy Court, Courtroom III, 200 S. Washington Street, Alexandria, Virginia 22314.

**NEWTEK SMALL BUSINESS FINANCE, LLC**

/s/ Michael A. Condyles

Counsel

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**CERTIFICATE OF SERVICE**

Pursuant to the Local Rules of this Court, I hereby certify under penalty of perjury that on May 9, 2025, I served a copy of this document by first class mail, postage prepaid on the following necessary parties, including all creditors and parties in interest as follows:

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